

IP 05-318

Streamlined SCL-MOD-20051020-00029
WilTel Communications, LLC



October 19, 2005

Via Courier
Marlene S. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
c/o Natek, Inc.
236 Massachusetts Avenue, NE
Suite 110
Washington, DC 20002

RECEIPT

RECEIVED

OCT 20 2005

Federal Communications Commission
Office of Secretary

Dear Ms. Dortch:

Enclosed for filing is an original and two copies of an Application for Modification of Submarine Cable Landing Licenses, with a request for Streamlined Processing. I would be grateful if you would stamp the top, receipt copy of this transmittal letter and return it to the courier delivering this filing. Please do not hesitate to contact me with any questions. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Kupetsky".

Adam Kupetsky
Director of Regulatory
WilTel Communications, LLC

Enclosures

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of

Application of

WilTel Communications, LLC,

File No. SCL-_____

for Modification of Submarine Cable
Landing License - Streamlined Processing
Requested

RECEIPT

APPLICATION

WilTel Communications, LLC (formerly known as Williams Communications, LLC and hereinafter referred to as "WilTel") hereby requests authority under the Submarine Cable Landing License Act,¹ Executive Order No. 10530,² Section 1.767 of the Commission's Rules³, and the FCC Report and Order released December 14, 2001⁴, for approval of a modification of a submarine cable landing license. More specifically, WilTel seeks authority to modify the application by removing WilTel from the license for the Japan-U.S. Cable Network⁵. WilTel certifies that it does not own or control a U.S. landing station or own or control a five percent or greater interest in the Japan-US cable system. Attachment A attached hereto constitutes WilTel's understanding of the current cable landing licensees for the Japan-US cable system, based on Commission's records.

¹ An Act Relating to the Landing and Operation of Submarine Cables in the United States, 47 U.S.C. §§ 34-39.

² Exec. Order No. 10530, reprinted as amended in 3 U.S.C.A. § 301 app. At 459-60 (1994).

³ 47 C.F.R. § 1.767.

⁴ See in the Matter of Review of Commission Consideration of Applications under the Cable Landing License Act, Report and Order, FCC 01-332, IB Docket No. 00-106 (became effective March 15, 2002)

⁵ See AT&T Corp. et al., Cable Landing License, 14 FCC Red 13,066, FCC 99-167, File No. SCL-LIC-19981117-00025 (rel. July 9, 1999) ("Japan-U.S. Cable Landing License").

WilTel is sending a copy of this application to the Japan-US Management Committee Chairman, with a request to distribute the application to current cable landing licensees.

Background

Through a prior assignment and transfer of control authorized by Commission order, WilTel holds a partial interest in the Japan-U.S. Cable Landing License.⁶ The purpose of this application is to request authority to remove WilTel's name from the license.

The applicant submits the following information pursuant to the relevant provisions of Section 1.767(a) of the Commission's rules:

- (1) The name, address, and telephone numbers of the applicants, and
- (2) The Government, State, or Territory under the laws of which the applicant is organized:

	(1) Names, addresses, and telephone numbers	(2) Jurisdictions:
Applicant:	WilTel Communications, LLC	Delaware
	One Technology Center, TC-15L	
	Tulsa, OK 74103	
	918-547-6000	

- (3) Correspondence concerning this application should be addressed to the following:

Adam Kupetsky
Director of Regulatory
Regulatory Counsel
WilTel Communications, LLC

⁶ See In the Matter of Williams Communications, Inc., et. al., Memorandum Opinion and Order, File Nos. SCL-T/C-20000510-00017 and SCL-ASG-20000929-00032, DA 00-2284 (Int'l Bur., Telecom. Div. rel. Oct. 6, 2000) (in relevant part granting the transfer of control to Williams of interests held by SBCI-Pacific Networks, Inc. ("PNI") in the two submarine cable landing licenses and the assignments to Williams of PNI's interests in such licenses).

One Technology Center TC-15L
Tulsa, OK 74103
Tel: 918 547 2764
Fax: 918 547 2360
Email: adam.kupetsky@wiltel.com

- (4) A complete description of the Japan-U.S. submarine cable system can be found in the Commission's files. See File No. SCL-LIC-19981117-00025.
- No change is sought here.
- (5) Not applicable.
- (6) The Japan-U.S. Cable Network is licensed as non-common carrier cable system. This application does not seek to change the regulatory classification of the cable system.
- (7) WilTel, through assignment, is a joint licensee of the Japan-U.S. Cable Network. WilTel holds an ownership interest by segment and voting interest in the wet link portion of the cable system of 1.422991% of the Japan-U.S. Cable Network. This interest would not change as a result of the modification for which approval is sought.
- (8) WilTel is affiliated with non-dominant foreign carriers in Japan, United Kingdom, Canada, and Hong Kong. More specifically, WilTel is affiliated with WilTel Communications K.K., WilTel Communications UK Limited, WilTel Communications Network, Inc., and WilTel Communications (Hong Kong) Limited. Pursuant to Section 1.767(a)(8), WilTel provides the following information and certifications required in Section 63.18(h) through (k), as appropriate:

§ 63.18(h): The following is a complete list of entities that hold a ten percent or greater, direct or indirect, ownership interest in WiTel:

Name: WiTel Communications Group, LLC
Address: One Technology Center
Tulsa, OK 74103
Telephone: 918-547-2764
Citizenship: United States
Principal Business: Parent Company
Percentage of Equity Owned: 100% (direct)

Name: Leucadia National Corporation
Address: 315 Park Avenue South
New York, NY 10010
Telephone: 212-460-1900
Citizenship: United States
Principal Business: Diversified financial services holding company
Percentage of Equity Owned: 100% (indirect)

According to recent filings with the Securities and Exchange Commission, Ian Cumming, Chairman of the Board, beneficially owns 8,120,172 direct and 148,540 indirect (consists of common shares beneficially owned by Mr. Cumming's wife, directly and through trusts for his children of which his wife is trustee) of the outstanding shares of Leucadia. Neither Mr. Cumming or his family own more than 10%.

529 E. South Temple
Salt Lake City, UT 84102
801-521-1000
Citizenship: Dual Canadian and USA - Mr. Cumming and children
Citizenship: USA - Mrs. Cumming

Joseph Steinberg, President, beneficially owns 8,416,348 direct and 5,257,668 (consists of 4,018,212 shares held in the JSS 1998 Family Trust, 1,169,856 shares held in the 2004 Trust and 69,600 shares held by Mr.

Steinberg's wife and daughter) indirect of the outstanding shares of Leucadia.

Neither Mr. Steinberg or his family own more than 10%.

315 Park Avenue South
New York, NY 10010
212-460-1977

Citizenship: USA - Mr. & Mrs. Steinberg and children

Jeff K. Storey, Mardi F. deVerges, and Edward F. McLaughlin are
interlocking directorates.

§ 63.18(i): WilTel is affiliated with non-dominant foreign carriers in Japan,
United Kingdom, Canada, and Hong Kong.

§ 63.18(j): WilTel certifies that it currently seeks to provide international
telecommunication services to all of the markets where WilTel has foreign
affiliates.

§ 63.18(k): WilTel hereby certifies that all of the markets listed in Section (i)
of this application are Members of the World Trade Organization ("WTO")
and WilTel's affiliates in those markets lack market power.

§ 63.18(e): Pursuant to Section 1.2001-1.2003 of the Commission's rules,
WilTel certifies that it is not subject to a denial of Federal benefits pursuant to
Sections 5301 of the Anti-Drug Abuse Act of 1988.


(9) WilTel certifies, accepts, and will abide by the routine conditions specified in
paragraph (g) of Section 1.767.

Conclusion

For the reasons discussed herein, WilTel respectfully requests that the Commission grant authority, effective to December 15, 2005, for the proposed modification.

Respectfully submitted,

WilTel Communications, LLC

By: 

Adam Kupetsky
Director Regulatory Affairs
Regulatory Counsel
One Technology Center TC-15L
Tulsa, OK 74103
Tel: 918 547 2764
Fax: 918 547 2360
Adam.kupetsky@wiltel.com

Dated: October 19, 2005

Attachment A

Service List

JUS - US Management Committee Chairman
Mr. Vito Pavone
AT&T
One AT&T Way
Room 3D134E
Bedminster, NJ 07921
E-mail: pavone@att.com

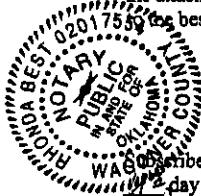
JUS License Holders

AT&T
CTI
Qwest
Reach GNL
Sprint
Teleglobe
Time Warner Telecom
WorldCom

CERTIFICATION

STATE OF OKLAHOMA)
)
COUNTY OF TULSA) ss

Adam Kupetsky, first being duly sworn, deposes and states that he is Director of Regulatory and Regulatory Counsel for WiTel Communications, LLC, that he has read the attached and knows the contents thereof, and that the statements made therein are true to the best of his knowledge and belief.




Adam Kupetsky

Subscribed and sworn before me, this
10th day of October 2005.



My Commission Expires 10-16-2006